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9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 KAREN LASMARIAS, an Individual

12 Plaintiff,

13 vs.

14 UNIVERSITY MEDICAL CENTER OF
15 SOUTHERN NEVADA, dba
16 UNIVERSITY MEDICAL CENTER, a
17 government entity; HELLENE LOPEZ, an
individual,

18 Defendants.

19 CASE NO.: 2:18-cv-01851-JCM-NJK

20 **STIPULATION AND ORDER TO STAY**
21 **DISCOVERY PENDING RESOLUTION**
22 **OF RELATED CRIMINAL MATTER**

23 **(Fourth Request)**

24 Pursuant to LR IA 6-1 and 6-2, and pursuant to LR 7-1, Plaintiff Karen Lasmarias (“Plaintiff”), by and
25 through her undersigned counsel; Defendant Hellene Lopez (“Lopez”), by and through his undersigned
counsel; and Defendant University Medical Center of Southern Nevada d/b/a University Medical Center
26 (“UMC”), by and through its undersigned counsel; hereby stipulate and agree, and respectfully request
that the Court stay all discovery in this action pending the resolution of an ongoing criminal matter
arising from the same and/or related allegations to those set forth in Plaintiff’s Complaint in this action.
27 Due to the pendency of the criminal matter in which Lopez is a Defendant, the parties anticipate that
Defendant Lopez would be limited in his ability to substantively participate in discovery in this action
28 without either implicating or otherwise being compelled to waive his Fifth Amendment rights.

1 On February 24, 2019, the parties submitted a first request to stay discovery in this matter pending
2 resolution Lopez' ongoing criminal matter. See Stipulation and Order to Stay Discovery Pending
3 Resolution of Related Criminal Matter (First Request) [ECF No. 24]. The Court subsequently approved
4 the stipulation and ordered the stay. *See Order* [ECF No. 25].

5 On August 19, 2019, the parties submitted a second request to stay discovery in this matter pending
6 resolution Lopez' ongoing criminal matter. See Stipulation and Order to Stay Discovery Pending
7 Resolution of Related Criminal Matter (Second Request) [ECF No. 26]. The Court subsequently
8 approved the stipulation and ordered the stay on August 19, 2019. *See Order* [ECF No. 27].

9 On October 8, 2019, Lopez' ongoing criminal matter was continued to January 07, 2020.

10 The parties entered a stipulation to continue the stay on Discovery until April 24, 2020 on November 13,
11 2019. (Third Request) [ECF No. 30]. The Order was entered on November 14, 2019. *See Order* [ECF
12 No. 31]. Mr. Lopez' criminal case has now been continued to July 13, 2020. Accordingly, the parties
13 stipulate and agree, and respectfully request that the Court stay all discovery in this action for an
14 additional six (6) months pending resolution of the ongoing criminal matter. In the event the criminal
15 matter is resolved prior to the expiration of the stay, the parties stipulate and agree to promptly notify
16 this Court of said resolution so that the stay can be lifted and discovery may commence unhindered in
17 this action. In the event the criminal matter is not resolved within the requested stay period of six (6)
18 months to **October 24, 2020**, the parties stipulate and agree to coordinate in good faith to request from
19 this Court any further relief as may be necessary to avoid conflict with the ongoing criminal matter,
20 including but not limited to, a request to extend the stay. This stipulation is entered into in good faith
21 and not for the purpose of delay.

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23 **IT IS SO ORDERED.**

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26 **UNITED STATES MAGISTRATE JUDGE**

27 Dated: April 27, 2020

1 DATED this 24th day of April, 2020

2 **MULLINS & TRENCHAK, ATTORNEYS AT
3 LAW**

4 /s/ Philip J. Trenchak
5 PHILIP J. TRENCHAK, ESQ.
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8

9 DATED this 24th day of April, 2020

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15 *Attorneys for Plaintiff Karen Lasmarias*

16 DATED this 24th day of April, 2020

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20 DATED this 24th day of April, 2020

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